IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 28TH MARCH 2007 / 7TH CHAITHRA 1929

Bail Appl..No. 1776 of 2007()

Crime No.36/2007 of Ambalathara Police Station

: PETITIONER/ACCUSED

A.V.KUNHI RAMAN, AGED 45 YEARS,
S/O.KUTTIYAN, MEENGOTH, PULLUR VILLAGE AND
POST, KASARGODE DISTRICT.

BY ADV. SRI.JAWAHAR JOSE

RESPONDENTS: STATE

STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 28/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 1776 OF 2007 B

Dated this the 28th day of March, 2007

O R D E R

Petitioner, who is the accused in Crime No.36/2007 of Ambalathara Police Station for offences punishable under sections 354, 452 and 509 IPC, seeks anticipatory bail.

2. Learned Public Prosecutor opposed the application.

3. The case of the prosecution is that the petitioner had criminally trespassed upon the house of the defacto complainant and with an intent to insult her and outrage her modesty, he caught hold of her hand and tried to take her to the bed room whereupon she shook herself off and poured acid on his face. The petitioner is stated to be undergoing treatment for the acid burns on his face.

4. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for interrogation and then to have his application for regular bail ordered by the Magistrate concerned. Accordingly, the petitioner is directed to surrender before the Investigating Officer on any day between 11.4.2007 and 13.4.2007 for the purpose of interrogation. The petitioner shall, thereafter, be produced on the same day before the concerned Magistrate, who shall release him on bail on appropriate conditions.

This application is disposed of as above.

(V. RAMKUMAR, JUDGE)

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